THE HON'BLE MR JUSTICE V.V.S.RAO

WRIT PETITION No.13944 of 2006

Dated:13.07.2006

Between:

M.Shiva Kumar.

…Petitioners

and

The Commissioner of Police, Hyderabad City, and another.

…Respondents

THE HON'BLE MR JUSTICE V.V.S.RAO

WRIT PETITION No.13944 of 2006

ORDER:

The petitioner herein lodged a complaint with the second respondent. The same was registered as Crime No.172 of 2005 on 26.09.2005. The petitioner alleges that the police authorities have not completed the investigation and not filed the charge sheet. Therefore, he filed the present writ petition.

At the stage of admission itself, the Sub Inspector of Police in P.S.Marredpally has filed a counter affidavit. While stating that the case was entrusted to him for investigation the deponent of the counter affidavit averred as under.

> I respectfully submit that pursuant to the registration of above crime, I have examined as many as three witnesses and recorded their detailed statements. During the course of investigation, I arrested one Mr.B.Sai Kumar @ Pittala Sai (who is accused No.1) on 20.12.2005 and released him on bail in the Police Station itself as it is a bailable offence. However, all possible steps are being continued to trace out the remaining accused. Though 10 accused were mentioned

> in the FIR, there is evidence only against 4 accused. This respondent is making efforts to arrest the remaining three accused. Investigation is still pending. The opinion of doctor who treated the petitioner is awaited. After receipt of the wound certificate, necessary action will be taken against the rest of the accused. I assure the Hon'ble Court that I will complete the investigation as expeditiously as possible and file an appropriate report/charge sheet before the concerned Hon'ble Court.

As there is a substantial progress in the investigation, this writ petition is disposed of observing that the second respondent must complete the investigation and file report/charge sheet before the Court competent to take cognizance of the case. No costs.

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(V.V.S.RAO, J)

13.07.2006
vs